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In re Application of :  
CLARKE et al. :  
U.S. Application No. 10/598,252 :  
PCT No.: PCT/US05/05915 :  
Int. Filing Date: 23 February 2005 :  
Priority Date: 23 February 2004 :  
Attorney Docket No.: 044170-0340 :  
For: METHOD AND APPARATUS FOR :  
FOLDING AN AIR BAG FOR STOWING :  
IN AN AIR BAG MODULE :

## DECISION ON PETITION

This decision is issued in response to applicants' "Renewed Petition under 37 CFR 1.47(a)" filed 07 January 2008. Additionally, this decision is issued in response to applicants' "Supplemental Renewed Petition under 37 CFR 1.47(a)" filed 25 January 2008. No petition fee is required.

### BACKGROUND

The procedural background for this application was set forth in detail in the decisions mailed herein on 08 November 2007. In the decision dated 08 November 2007, applicants' petition under 37 CFR 1.47(a) to accept the application without the signature of joint inventors, Humberto Hernandez and Andres Rojero, was dismissed without prejudice.

On 07 January 2008, applicants filed the materials considered herein as a renewed petition.

On 25 January 2008, applicants filed "Supplemental Renewed Petition under 37 CFR 1.47(a)."

### DISCUSSION

#### *A. Renewed Petition under 37 CFR 1.47(a)*

The petition for status under 37 CFR 1.47(a) is moot since the declaration filed 07 January 2008 with the present communication was executed by the named inventors, the previous non-signing inventors, Humberto Hernandez and Andres Rojero. The declaration filed 07 January 2008 is acceptable under 37 CFR 1.497.

*B. Name Change/Correction*

Petitioner states in the "Supplemental Renewed Petition under 37 CFR 1.47(a)" that the correct name of the third inventor is James GARVIN as indicated on the declaration rather than James Gavin as indicated on the published international application.

As indicated in Section 201.03 of the Manual of Patent Examining Procedure, where a typographical or transliteration error in the spelling of an inventor's name is discovered, a petition under 37 CFR 1.48 is not required. Accordingly, applicants' explanation of the difference in the third inventor's name is accepted and noted for the record.

Therefore, the declaration filed on 07 January 2008 is in compliance with 37 CFR 1.497. A review of the application papers reveals that applicants have completed all the requirements of 35 U.S.C. 371 for entry into the national stage.

**CONCLUSION**

For the reasons above, the renewed petition under 37 CFR 1.47(a) is **DISMISSED** as **MOOT**.

The declaration filed on 07 January 2008 is in compliance with 37 CFR 1.497.

The application has an international filing date of 23 February 2005 under 35 U.S.C. 363 and a date of 07 January 2008 under 35 U.S.C. 371(c)(1),(c)(2) and (c)(4).

The application is being returned to the International Division for processing as the U.S. National Stage of the above-identified international application.



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